

BIRCH, STEWART, KOLASCH & BIRCH, LLP

INTELLECTUAL PROPERTY LAW

8110 GATEHOUSE ROAD

SUITE 100 EAST

FALLS CHURCH, VA 22042-1248

U S A

(703) 205-8000

FAX: (703) 205-8050

(703) 698-8590 (G IV)

e-mail: mailroom@bskb.com

web: <http://www.bskb.com>

CALIFORNIA OFFICES:

COSTA MESA, CALIFORNIA

LOS ANGELES, CALIFORNIA

TERRELL C. BIRCH
RAYMOND C. STEWART
JOSEPH A. KOLASCH
JAMES M. SLATTERY
MICHAEL K. MUTTER
CHARLES GORENSTEIN
GERALD M. MURPHY, JR.
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ANDREW D. MEIKLE
MARC S. WEINER
JOE MCKINNEY MUNCY
ROBERT J. KENNEY
JOHN W. BAILEY
MARK J. NUELL, Ph.D.
JAMES T. ELLER, JR.
D. RICHARD ANDERSON
THOMAS M. SMALL
ROBERT A. SELDON*
JOHN A. SCILLIERI*
SANFORD ASTOR*

OF COUNSEL:
HERBERT M. BIRCH (1905-1996)
BERNARD L. SWEENEY*
ELLIOT A. GOLDBERG*
WILLIAM L. GATES*
EDWARD H. VALANCE
RUPERT J. BRADY (RET.)
F. PRINCE BUTLER
FRED S. WHISENHUNT (RET.)
JAMES W. HELLWEGE
QUENTIN R. "RICK" CORRIE
ROBERT F. GNUSE
DAVID R. MURPHY
ROBERT M. ASHEN*
MICHAEL R. CAMMARATA

*ADMITTED TO A BAR OTHER THAN VA.

18334 U.S. PTO
09/12/03

SCOTT L. LOWE
PAUL C. LEWIS
RICHARD GALLAGHER
MARYANNE ARMSTRONG, PH.D.
KECIA J. REYNOLDS
KALPANA REDDY
ESTHER H. CHONG
CATHERINE M. VOISINET*
EUGENE T. PEREZ
CAROLYN T. BAUMGARDNER*
MARTIN R. GEISSLER*
J. ALISON GRABELL*
T. BENJAMIN SCHROEDER, PH.D.
PERCY L. SQUARE
HYUNG N. SOHN
CLINT A. GERDINE
CRAIG A. MCROBBIE
WILLIAM F. NIXON*
DANIEL K. DORSEY
MATTHEW T. SHANLEY

REG. PATENT AGENTS:
FREDERICK R. HANDREN
MAKI HATSUMI
GARTH M. DAHLEN, PH.D.
ROBERT E. GOOZNER, PH.D.
KRISTI L. RUPERT, PH.D.
SUSAN W. GORMAN, PH.D.
ROBERT W. DOWNS
CHAD J. BILLINGS
CHRISTINE V. CASTILLO
CARL T. THOMSEN
SAM BHATTACHARYA
BRADLEY C. FACH

Date: September 12, 2003

Docket No.: 2644-0105P

15757 U.S. PTO
10/660685
09/12/03

MS PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a continuation divisional
 continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 09/444,449 filed on November 22,
1999, the entire contents of which are hereby incorporated by
reference,
by

J.V. Barbera ALACREU

for

DORSOLUMBAR AND LUMBOSACRAL VERTEBRAL FIXATION SYSTEM

1. Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).
2. The filing fee has been calculated as follows:

		LARGE ENTITY		SMALL ENTITY		
BASIC FEE		\$750.00		\$375.00		
	NUMBER FILED	NUMBER EXTRA	RATE	Fee	RATE	Fee
TOTAL CLAIMS	21-20 =	1	x 18 =	\$0.00	x 9 =	\$9.00
INDEPENDENT CLAIMS	2-3 =	0	x 84 =	\$0.00	x 42 =	\$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00		+ \$140.00	
		TOTAL	\$0.00		\$384.00	

3. A check in the amount of **\$384.00** to cover the filing fee and recording fee (if applicable) is enclosed.

4. Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.

5. Enclosed is/are nine (9) sheet(s) of formal drawings and/or photographs.

6a. A statement claiming small entity status was filed in prior Application No. 09/444,449 on _____. See the attached copy of the statement claiming small entity status.

6b. The current application qualifies for small entity status.

7. The prior application is assigned to Jose Vicente Barbera Alacreu; Jose J. Aparici Marin; and Jose Ramon Bilbao Ortiz De Zarate.

8. A Preliminary Amendment is enclosed.

9a. Priority of Application No(s). _____ filed in _____ on _____ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on _____.

9b. Priority of International Appln. _____ filed on _____ under the Patent Cooperation Treaty and _____

Application No. filed in on under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

10. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.

11. Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000
or
Customer No. 02292

12. An extension of time for five (5) month(s) until September 12, 2003 has been submitted in parent Application No. 09/444,449 in order to establish co-pendency with the present application.

13. Also enclosed herewith is the following:

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Paul C. Jm
for Joe McKinney Muncy, #32,334
P.O. Box 747 #43,368
Falls Church, VA 22040-0747
(703) 205-8000

KM/PCL/c1
2644-0105P

Attachment(s)

(Rev. 07/303)